

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

WESTERN DIVISION

MICHAEL GARNER,  
Petitioner,

v.

MICHAEL THOMPSON,  
Respondent.

Civil Action No. 05-30035-MAP

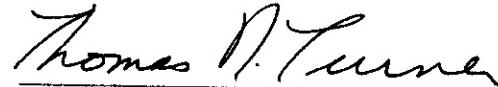
U.S. DISTRICT COURT  
WESTERN DIVISION

NOTICE OF APPEAL

Now comes the petitioner in the above-entitled case and appeals pursuant to Fed. R. App. P. 3 and 4. Pursuant to Fed. R. App. P. 3(c), the petitioner states the following:

- (1) PARTY TAKING APPEAL: Petitioner MICHAEL GARNER
- (2) JUDGMENT ORDER OR PART THEREOF APPEALED: the District Court's (Ponser, J.) memorandum and order dated February 23, 2006 dismissing the Petition for a Writ of Habeas Corpus.
- (3) COURT TO WHICH APPEAL IS TAKEN: United States Court of Appeals for the First Circuit.

Respectfully submitted,  
The Petitioner  
by his attorney,

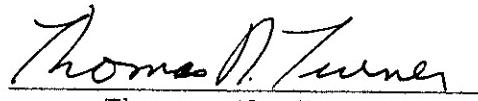


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Dated: March 13, 2006

CERTIFICATE OF SERVICE

I, Thomas N. Turner, attorney for the Petitioner in the above-entitled matter, hereby certify that I have sent by first class mail, postage prepaid, a copy of the above Notice of Appeal to AAG David M. Lieber, Office of the Attorney General, One Ashburton Place, Boston, MA 02108, this 13<sup>th</sup> day of March 2006.

  
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Thomas N. Turner